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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

TIPSY NAIL CLUB LLC, SALON
PHOENIX COSMETOLOGY, LLC,
RAPHA MASSAGE, LLC, ENLIGHTEN
MASSAGE THERAPY LLC, THE
FACIAL BAR, LLC, SALON GOLDYN,
INC., and SALON HAIRROIN, INC.,

Plaintiffs,

- v. -

CLASSPASS, INC., CLASSPASS, LLC,
FRITZ LANMAN, and PAYAL
KADAKIA,

Defendants.

Case No. 1:21-cv-8662 (AT) (SN)

ECF Case

DEFENDANTS' NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law in support of this motion, Defendants ClassPass Inc., ClassPass, LLC, Fritz Lanman, and Payal Kadakia will move this Court, before the Honorable Analisa Torres, Judge of the United States District Court for the Southern District of New York, at the United States District Courthouse, located at 500 Pearl Street, New York, New York 10007, at a time and place to be scheduled by this Court, for an order pursuant to Federal Rule of Civil Procedure 12(b)(6), and for lack of Article III standing and subject matter jurisdiction under Rule 12(b)(1), dismissing Plaintiffs Tipsy Nail Club LLC, Salon Phoenix Cosmetology, LLC, Rapha Massage, LLC, Enlighten Massage Therapy LLC, The Facial Bar, LLC, Salon Goldyn, Inc., and Salon Hairroin, Inc.'s Complaint with prejudice.

Dated: April 11, 2022

/s/ Dale M. Cendali

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*Attorneys for Defendants ClassPass Inc.,
ClassPass, LLC, Fritz Lanman
& Payal Kadakia*

CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2022 the foregoing document was filed electronically with the Clerk of the Court using the CM/ECF system, which will automatically send notification of such filing to all the attorneys of record.

/s/ Dale M. Cendali

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